# Minutes April 1, 1999

E024438 Fred G. Labankoff v. Bassett Mirror Company E024581 Fred G. Labankoff v. Bassett Mirror Company

Consolidated for all purposes. E024438 designated the master file.

E024196 Bankers Trust Company v. Steve M. Niino et al. E024633 Bankers Trust Company v. Steve M. Niino et al.

Consolidated for all purposes. E024196 designated the master file.

# Minutes April 2, 1999

E024492 People v. Ruth Anne Brown E024624 People v. Ruth Anne Brown E024653 People v. Ruth Anne Brown

Appeals E024624 and E024653 consolidated for all purposes; E024492 consolidated with E024624 and E024653 for briefing, oral argument and decision; E024492 designated the master file.

E024379 People v. Edgar A. Ramirez E024649 People v. Omar Castro

Appeals E024379 and E024649 are consolidated for all purposes. E024379 designated the master file.

# Minutes April 5, 1999

E020996\* People v. Christopher Bradford M E021296\* People v. Otis Ray Glenn

**Modification of Opinion** 

296\* People v. Otis Ray Glenn
No change in judgment.

Petition for rehearing denied.

Ramirez, P.J.

We concur: Ward, J., Gaut, J.

\*Consolidated

#### Minutes April 6, 1999

# E022374 People v. Jose Leonardo Padilla

**Opinion** 

Judgment affirmed.

Richli, J.

We concur: Hollenhorst, Acting P.J., McKinster, J.

#### E021036 People v. Miguel C. Salgado

**Opinion** 

Judgment affirmed.

Richli, J.

We concur: Ramirez, P.J., Hollenhorst, J.

### **E021957** People v. William Sylvester

**Opinion** 

Judgment affirmed.

Gaut, J.

We concur: McKinster, Acting P.J., Ward, J.

# E023427 In re Robert B., a Person Coming Under the Juvenile Court Law; People v. Robert B.

Judgment affirmed.

Richli, J.

We concur: Ramirez, P.J., Hollenhorst, J.

#### Court convened at 9:30A

Panel 1

Present:

Hollenhorst, Acting P.J.

Richli, J.

Gaut, J.

Kelly Conn, Deputy Clerk

#### E020993 People v. Ronald W. Ward

Merits. Cause called and Lynne G. McGinnis, Esq., argued for appellant; Robert M. Foster, Deputy Attorney General, argued for respondent. Cause submitted.

# Minutes April 6, 1999, cont.

E022984 Dept. of Alcoholic Beverage Control Bd. v. Anheuser-Busch E023008 Dept. of Alcoholic Beverage Control Bd. v. Anheuser-Busch

Merits. Cause called and Matthew D. Botting, Deputy Attorney General, argued for petitioner; No appearance for intervenor and appellant; No appearance for respondent; Kevin M. Fong argued for real party in interest. Cause submitted.

Court recessed.

Court reconvened.

Panel 1a Present: Ramirez, P.J. Hollenhorst, J. Richli, J. Kelly Conn, Deputy Clerk

#### E021639 People v. Reginald L. Moore

Merits. Cause called and Philip M. Brooks, Esq., argued for appellant; Robert M. Foster, Deputy Attorney General, argued for respondent. Cause submitted.

Court recessed.

Court reconvened.

## Minutes April 6, 1999, cont.

Panel 1b

Present:

Ramirez, P.J.

McKinster, J.

Richli, J.

Kelly Conn, Deputy Clerk

#### **E020152** People v. Avelino V. Mendez

Merits. Cause called and Michael B. Dashjian, Esq., argued for appellant; Lora Fox Martin, Deputy Attorney General, argued for respondent. Cause submitted.

#### E020529 Etha Sabel v. City of Perris

Merits. Cause called and Randall Billington, Esq., argued for appellant; Jeffrey T. Melching, Esq., argued for respondents. Cause submitted.

Court recessed.

Court reconvened at 1:30P

Panel 2

Present:

Ramirez, P.J.

McKinster, J.

Ward, J.

Kelly Conn, Deputy Clerk

# E021885 In re Andres O., a Person Coming Under the Juvenile Court Law. People v. Andres O.

Merits. Cause called and James M. Crawford, Esq., argued for appellant; Robert B. Shaw, Deputy Attorney General, argued for respondent. Cause submitted.

Court recessed.

#### Minutes April 6, 1999, cont.

Court reconvened.

Panel 2b

Present:

Hollenhorst, Acting P.J.

Ward, J.

Gaut. J.

Kelly Conn, Deputy Clerk

#### E021761 People v. Johnny D. Hill

Merits. Cause called and Stephen S. Buckley, Esq., argued for appellant; Quisteen S. Shum, Deputy Attorney General, argued for respondent. Cause submitted.

#### E022695 People v. Melissa Bowlen

Merits. Cause called and Ward S. Clay, Esq., argued for appellant; Robert B. Shaw, Deputy Attorney General, argued for respondent. Cause submitted.

#### **E020779** People v. Aaron Yost

Merits. Cause called and Cindi B. Mishkin, Esq., argued for appellant; Meagan J. Beale, Deputy Attorney General, argued for respondent. Cause submitted.

#### **E021502** People v. Edward Brooks

Merits. Cause called and Jill M. Bojarski, Esq., argued for appellant; Matthew Mulford, Deputy Attorney General, argued for respondent. Appellant directed to file supplemental letter brief within seven days. Submission deffered.

#### E020658 People v. Lisa Moore et al.

Merits. Cause called and Rebecca P. Jones, Esq., argued for appellant Lisa Moore; Jerry D. Whatley, Esq., argued for appellant Frank Lopez; Meagan J. Beale, Deputy Attorney General, argued for respondent. Cause submitted.

#### **E021760** People v. Santos Garcia

Merits. Cause called and Patrick J. Hennessey, Esq., argued for appellant; Robert B. Shaw, Deputy Attorney General, argued for respondent. Cause submitted.

Court adjourned.

#### Minutes April 7, 1999

Court convened at 9:30A

Panel 3a Present: Hollenhorst, Acting P.J. Richli, J. Gaut, J. Paula Garcia, Deputy Clerk

#### **E021198 Judith Johnston v. Oliver Johnston**

Merits. Cause called and James F. Tritt, Esq., argued for appellant; Lewis F. Jacobsen, Esq., argued for respondent. Cause submitted.

#### **E021262** Teresa M. Huebner v. Don Jose Restaurants

Counsel having previously waived oral argument in the above entitled cause in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and cause is submitted.

#### E021361 S. B. Valley Audubon Society v. Metropolitan Water Dist.

Merits. Cause called and Norman N. Flette, Esq., argued for appellant Metropolitan Water District of Southern California; No appearance on behalf of appellant California Department of Fish and Game; Michelle Ouellette, Esq., appeared for appellant Riverside County Habitat Conservation Agency; Tara Mueller, Esq., argued for appellant San Bernardino Valley Audubon Society. Cause submitted.

Court recessed.

## Minutes April 7, 1999, cont.

Court reconvened.

Panel 3b

Present:

Ramirez, P.J.

McKinster, J.

Ward, J.

Paula Garcia, Deputy Clerk

#### E021391 David Higginbotham et al. v. Hemet Fed. Savings

Merits. Cause called and no appearance by appellants in propria persona; James J. Manning, Esq., argued for respondent. Cause submitted.

#### E021600 Donald Locey v. KMart Corporation et al.

Merits. Cause called and Marc S. Hurd, Esq., argued for appellant; Donald B. Wallace, Esq., argued for respondents K Mart Corporation and Tony Ziegweid; Thomas W. Sardoni, Esq., argued for respondent Gary Hunt. Cause submitted.

Court recessed.

Court reconvened at 1:30P

Panel 4

Present:

Hollenhorst, Acting P.J.

Richli, J.

Gaut, J.

Paula Garcia, Deputy Clerk

#### **E022038** David Blonder v. Cumberland Engineering

Merits. Cause called and D. Edward Hays, Esq., argued for appellant; Neil C. Erickson, Esq., argued for respondent. Cause submitted.

#### Minutes April 7, 1999, cont.

#### E022992 Harlan Jefferson v. Michelle Hargrove et al.

Merits. Cause called and Harlan Jefferson argued in propria persona; Nancy R. Whitehead, Esq., argued for respondents. Cause submitted.

#### E023139 Paul E. Hadley et al. v. Badr Barsoum

Merits. Cause called and Carl Minton, Esq., argued for appellant; William K. Swank, Esq., argued for respondents. Cause submitted.

#### E022152 S. B. Firefighters Assn. v. S. B. Fire District et al.

Merits. Cause called and Barrett J. Foerster, Esq., argued for appellant; Carol A. Green, Deputy County Counsel, argued for respondents. Cause submitted.

#### E021505 Donald Erickson v. Aetna Health Plan of California

Merits. Cause called and Michael T. Horan, Esq., argued for appellant; Gary L. Tysch, Esq., argued for respondent. Cause submitted.

#### E021703 City of Redlands v. County of San Bernardino; Majestic

Merits. Cause called and Joshua C. Gottheim, Esq., appeared for appellants; Paul Mordy appeared on behalf of appellant County of San Bernardino; Marie A. Cooper, Esq., appeared for respondent. Counsel directed to file a request for dismissal. Cause ordered off calendar.

#### E022500 Paula Zaragoza v. Isidra Zaragoza

Merits. Cause called and John M. Rager, Esq., argued for appellant; J. Terrence Moynihan, Esq., argued for respondent. Cause submitted.

Court adjourned.

#### Minutes April 8, 1999

E023753 In re Antonio D., a Person Coming Under the Juvenile Court Law; Dept. of Public Social Services v. Miguel D.

**Opinion** 

Judgment affirmed.

Gaut, J.

We concur: Ramirez, P.J., Hollenhorst, J.

**E022313** People v. Charles E. Dixon

**Opinion** 

Judgment affirmed.

Richli, J.

We concur: Ramirez, P.J., Hollenhorst, J.

**E022623** In re the Marriage of Barbara and Richard Williams;

Barbara J. Williams v. Richard E. Williams

**Opinion** 

Judgment reversed with directions.

Gaut, J.

We concur: Richli, Acting P.J., Ward, J.

**E022264** People v. Lewis Dugan

**Opinion** 

Judgment affirmed.

Ramirez, P.J.

We concur: Hollenhorst, J., Gaut, J.

**E022400** People v. Anthony Perez

**Opinion** 

Judgment affirmed.

Ward, J.

We concur: McKinster, Acting P.J., Gaut, J.

**E021817** People v. George Thornock

**Opinion** 

Judgment affirmed.

Gaut, J.

We concur: Hollenhorst, Acting P.J., Ward, J.

E021664 People v. Robert R. Arnaiz

**Opinion** 

Judgment affirmed with directions.

Ward, J.

We concur: Hollenhorst, Acting P.J., Gaut, J.

# Minutes April 9, 1999

E024555 Big Bear Municipal Water District v. Bear Valley Mutual Water Company,

et al.,

E024627 Big Bear Municipal Water District v. Bear Valley Mutual Water Company,

et al.

Appeals consolidated for all purposes; E024555 is designated the master file.

E022403 People v. Frederick Douglas Henry, Jr.

Judgment affirmed.

Gaut, J.

We concur: McKinster, Acting P.J., Ward, J.

# Minutes April 12, 1999

E021760 People v. Santos Garcia, Jr.

**Opinion** 

Judgment affirmed.

Ward, J.

We concur: Hollenhorst, Acting P.J., Gaut, J.

E021761 People v. Johnny D. Hill

**Opinion** 

Judgment affirmed.

Gaut, J.

We concur: Hollenhorst, Acting P.J., Ward, J.

E023126 People v. Raymond D. Williams

**Opinion** 

Judgment affirmed.

Gaut, J.

We concur: McKinster, Acting P.J., Ward, J.

E022695 People v. Melissa Bowlen

**Opinion** 

Judgment affirmed.

Gaut, J.

We concur: Hollenhorst, Acting P.J., Ward, J.

#### Minutes April 13, 1999

#### E022174 People v. Raymond J. Mendoza

**Opinion** 

Judgment affirmed. McKinster, Acting P.J.

We concur: Ward, J., Gaut, J.

# E023139 Estate of Peggy Hadley Mitchell, Deceased. Paul E. Hadley et al. v. Badr Barsoum

**Opinion** 

Judgment affirmed in part, reversed in part with directions.

Gaut. J.

We concur: Hollenhorst, Acting P.J., Richli, J.

# E022009 In re Blaze M., a Person Coming Under the Juvenile Court Law. DPSS v. Mark K. Opinion

Judgment affirmed.

McKinster, J.

We concur: Ramirez, P.J., Hollenhorst, J.

#### E020993 People v. Ronald W. Ward

**Opinion** 

Judgment affirmed.

Gaut, J.

We concur: Hollenhorst, Acting P.J., Richli, J.

CERTIFIED FOR PUBLICATION

#### E021262 Teresa M. Huebner v. Don Jose Restaurants, Inc.

**Opinion** 

Judgment affirmed.

Richli, J.

We concur: Hollenhorst, Acting P.J., Gaut, J.

#### E021639 People v. Reginald L. Moore

**Opinion** 

Judgment affirmed.

Hollenhorst, J.

We concur: Ramirez, P.J., Richli, J.

## Minutes April 14, 1999

#### E022500 Paula Zaragoza v. Isidra Zaragoza

**Opinion** 

Judgment affirmed.

Hollenhorst, Acting P.J.

We concur: Richli, J., Gaut, J.

# E021361 San Bernardino Valley Audubon Society v. Metropolitan Water District of Southern California; Riverside County Habitat Conservation Agency.

**Opinion** 

Judgment reversed and remanded with directions.

Hollenhorst, Acting P.J.

We concur: Richli, J., Gaut, J. CERTIFIED FOR PUBLICATION

#### **E021166** People v. Gabriel Louis Hernandez

**Opinion** 

Judgment Affirmed.

Ramirez, P.J.

We concur: Ward, J., Gaut, J.

CERTIFIED FOR PARTIAL PUBLICATION

# E022881 In re Brian G., a Person Coming Under the Juvenile Court Law People v. Brian G. Opinion

Judgment affirmed.

Ramirez, P.J.

We concur: Hollenhorst, J., Ward, J.

#### E021759 People v. Roosevelt J. White

**Opinion** 

Judgment affirmed.

Ramirez, P.J.

We concur: Hollenhorst, J., Richli, J.

Minutes April 14, 1999

No minutes for April 15, 1999.

#### Minutes April 16, 1999

# E021198 In re the Marriage of Judith and Oliver Johnston Judith Johnston v. Oliver Johnston

**Opinion** 

Judgment affirmed in part; reversed in part.

Richli, J.

We concur: Hollenhorst, Acting P.J., Gaut, J.

#### E022152 S. B. Firefighters Assn. v. S. B. Fire District et al.

**Opinion** 

 $\label{lem:Judgment} Judgment~affirmed.$ 

Hollenhorst, Acting P.J.

We concur: Richli, J., Gaut, J.

# E021383 People v. Steven C. Jackson

**Opinion** 

Judgment affirmed as modified with directions.

McKinster, Acting P.J.

We concur: Ward, J., Gaut, J.

# E022350 People v. Rodolfo L. Rivera

E024544 People v. Rodolfo L. Rivera

Appeals consolidated for the purposes of oral argument and decision only; E022350 is designated the master file.

# E021885 In re Andres O., a Person Coming Under the Juvenile Court Law People v. Andres O. Opinion

Judgment affirmed.

McKinster, J.

We concur: Ramirez, P.J., Ward, J.

## E022980 Ashley Dunn, a Minor, etc. v. Travis Brown et al.

**Opinion** 

Judgment affirmed.

Gaut, J.

We concur: Richli, Acting P.J., Ward, J.

## Minutes April 16, 1999, cont.

# E020658 People v. Lisa Moore et al.

**Opinion** 

Judgment reversed as to defendant Moore; Affirmed in part, reversed in part as to defendant Lopez.

Ward, J.

We concur: Hollenhorst, Acting P.J., Gaut, J.

#### E021391 David Higginbotham et al. v. Hemet Federal Savings

**Opinion** 

Judgment affirmed.

Ward, J.

We concur: Ramirez, P.J., McKinster, J.

# E023977 Department of Public Social Services v Superior Court; Mary Ann M. et al.,

It is ordered that the opinion filed March 17, 1999, be certified for publication pursuant to California Rules of Court, rule 976.

#### E021600 Donald Locey v. K-Mart Corporation et al.

**Opinion** 

Judgment affirmed.

Ward, J.

We concur: Ramirez, P.J., McKinster, J.

#### **E021839** People v. Darryl L. Roquemore

**Opinion** 

Judgment affirmed.

Gaut, J.

We concur: McKinster, Acting P.J., Ward, J.

## Minutes April 19, 1999

#### E020906 James L. Sweeney et al. v. Chevron Chemical Co. et al. Opinion

Judgment affirmed.

Hollenhorst, J.

We concur: Ramirez, P.J., McKinster, J.

#### **E020636** People v. Robert D. Landis

**Opinion** 

Judgment affirmed.

Ramirez, P.J.

We concur: Richli, J., Ward, J.

#### E024696 People v. Randall Lee Sharp

#### **E024700** People v. Robert Lamont Groves

Appeals consolidated for purposes of one record, briefing, oral argument and decision. E024696 designated the master file.

#### **E021187** People v. Johnnie A. Fuentes

**Opinion** 

Judgment affirmed.

Gaut, J.

We concur: McKinster, Acting P.J., Ward, J.

#### E020529 Etha Sabel v. City of Perris et al.

**Opinion** 

Judgment reversed.

Ramirez, P.J.

We concur: McKinster, J., Richli, J.

# E020998 People v. Gregory Ennis et al.

**Opinion** 

Judgment affirmed in part, reversed in part and remanded for recalculation of conduct credits.

Hollenhorst, J.

We concur: Ramirez, P.J., Richli, J.

# E022448 In re Clayton W., a Person Coming Under the Juvenile Court Law. People v. Clayton W. Opinion

Judgment affirmed.

McKinster, Acting P.J.

We concur: Ward, J., Gaut, J.

# Minutes April 20, 1999

E024009 Frank Burgess v. City of Banning, et al. E024634 Frank Burgess v. City of Banning, et al.

Appeals consolidated for all purposes. E024009 is designated the master file.

# E022050 Melanie Otero v. Johnny D. Allen

**Opinion** 

Judgment affirmed. Hollenhorst, J.

We concur: Ramirez, P.J., McKinster, J.

#### Minutes April 21, 1999

E024562 People v. Jamel D. Bell

**E024770** People v. Andrew Edwards

Appeals consolidated for all purposes; E024562 is designated master file.

#### E020993\* People v. Ronald W. Ward

**Modification of Opinion** 

No change in judgment.

Gaut, J.

I concur: Hollenhorst, Acting P.J. \*CERTIFIED FOR PUBLICATION

#### E023223 People v. Bobbie L. Barnett

Appellant's petition for rehearing denied.

#### E021973 People v. Gary L. McKee

Respondent's petition for rehearing denied.

#### E021505\* Donald Erickson v. Aetna Health Plan of California, Inc. Opinion

Judgment reversed with directions.

Richli, J.

We concur: Hollenhorst, Acting P.J., Gaut, J. \*CERTIFIED FOR PARTIAL PUBLICATION

#### E022141\* Ray C. Trudgeon v. Fantasy Springs Casino et al.

**Opinion** 

Judgment affirmed.

Richli, Acting P.J.

We concur: Ward, J., Gaut, J.

\*CERTIFIED FOR PUBLICATION

#### **E020779** People v. Aaron Yost

**Opinion** 

Judgment affirmed with modifications

Hollenhorst, J., Acting P.J.

We concur: Ward, J., Gaut, J.

## Minutes April 22, 1999

**E022222 Paul Sandford v. Costco Wholesale** 

**Opinion** 

Judgment affirmed.

Ramirez, P.J.

We concur: Hollenhorst, J., McKinster, J.

E022992 Harlan Jefferson v. Michelle Hargrove et al.

**Opinion** 

Judgment affirmed.

Richli, J.

We concur: Hollenhorst, Acting P.J., Gaut, J.

E022732 People v. Roger V. Clark

**Opinion** 

Judgment affirmed with directions.

Hollenhorst, J.

We concur: Ramirez, P.J., Richli, J.

E020238 People v. Philip Genaway

**Opinion** 

Judgment affirmed.

Ramirez, P.J.

We concur: Richli, J., Ward, J.

**E020919** People v. Juan C. Villalobos

**Opinion** 

Judgment affirmed.

Hollenhorst, J.

We concur: Ramirez, P.J., Richli, J.

**E021830** People v. Willie Alvarado

**Opinion** 

Judgment affirmed in part; reversed in part with directions.

Gaut, J.

We concur: McKinster, Acting P.J., Ward, J.

**E023017** People v. Michael D. Graves

**Opinion** 

Judgment affirmed with directions.

Hollenhorst, J.

We concur: Ramirez, P.J., Richli, J.

# Minutes April 23, 1999

E024262 Joseph Mulloy v. City of Perris et al. E024771 Joseph Mulloy v. City of Perris et al.

Consolidated for all purposes; E024262 is designated the master file.

# Minutes April 26, 1999

E024373 Cadiz Land Co., Inc. v. County of San Bernardino et al.; Rail Cycle E024532 Cadiz Land Co., Inc. v. County of San Bernardino et al.; Rail Cycle Consolidated for all purposes; E024373 is designated the master file.

## Minutes April 27, 1999

# **E021974** People v. Darren Deshon Brown

**Opinion** 

Judgment affirmed.

Hollenhorst, J.

We concur: Ramirez, P.J., Richli, J.

# E023931 In re Uriah B. et al., Persons Coming Under the Juvenile Court Law DPSS v. Dorentha J. Opinion

Judgment affirmed.

Hollenhorst, J.

We concur: Ramirez, P.J., McKinster, J.

# **E022943** People v. Kevin Slater

**Opinion** 

Judgment affirmed.

Hollenhorst, J.

We concur: Ramirez, P.J., Richli, J.

#### E021443 Jacques Vandenberg v. Raichle Molitor U.S.A.

**Opinion** 

Judgment reversed.

Richli, J.

We concur: Hollenhorst, Acting P.J., Ward, J.

# Minutes April 28, 1999

E022813 People v. Abel E. Martinez et al.

**Modification of Opinion** 

No change in judgment.

Ramirez, P.J.

We concur: Richli, J., Ward, J.

**E022734** People v. Byron John Magallanez

**Opinion** 

Judgment affirmed.

Richli, J.

We concur: Ramirez, P.J., Hollenhorst, J.

**E021021** People v. Donnell Simmons

**Opinion** 

Judgment affirmed with directions.

Richli, J.

We concur: Ramirez, P.J., Hollenhorst, J.

E022410 Conservatorship of Angela D.;

Robert D. et al., as Conservators v. Angela D., as Conservatee

Appellant's petition for rehearing denied.

**E023065** People v. Thomas S. Thompson

**Opinion** 

Judgment affirmed.

Richli, J.

We concur: Ramirez, P.J., Hollenhorst, J.

E020900 People v. John J. Hinds et al.

**Opinion** 

Judgment affirmed.

Richli, J.

We concur: Ramirez, P.J., Hollenhorst, J.

**E020971** People v. Roderick Stewart

**Opinion** 

Judgment affirmed.

Richli, J.

We concur: Ramirez, P.J., Hollenhorst, J.

# Minutes April 28, 1999 (cont.)

# **E022289** People v. Charles Snuggs

**Opinion** 

Judgment affirmed.

Richli, J.

We concur: Ramirez, P.J., Hollenhorst, J.

## Minutes April 29, 1999

**E023175 James David Gauss v. County of San Bernardino** 

**Opinion** 

Judgment affirmed.

Gaut, J.

We concur: Richli, Acting P.J., Ward, J.

**E022649** People v. Jim Mardis

**Opinion** 

Judgment affirmed.

Gaut, J.

We concur: McKinster, Acting P.J., Ward, J.

**E021995\*** People v. Carl Thurston

**Opinion** 

Judgment affirmed.

McKinster, Acting P.J.

We concur: Ward, J., Gaut, J.

\*Certified for Publication

**E022038\*** David Blonder v. Cumberland Engineering

**Opinion** 

Judgment affirmed.

Richli, J.

We concur: Hollenhorst, Acting P.J., Gaut, J.

\*Certified for Partial Publication

E023047 People v. Reginald J. Bradford

**Opinion** 

Judgment affirmed.

Richli, J.

We concur: Ramirez, P.J., Hollenhorst, J.

## Minutes April 30, 1999

# E022173 In re Danny Z., a Person Coming Under the Juvenile Court Law. People v. Danny Z. Opinion

Judgment affirmed in part and reversed in part.

Richli, J.

We concur: Ramirez, P.J., McKinster, J.

# **E023003** People v. Anita LaTrace

**Opinion** 

Judgment affirmed. Hollenhorst, J.

We concur: Ramirez, P.J., Richli, J.

# E021502 People v. Edward D. Brooks

**Opinion** 

Judgment modified and affirmed.

Hollenhorst, Acting P.J.

We concur: Ward, J., Gaut, J.

#### E021963 People v. Gary A. Morace

**Opinion** 

Judgment affirmed. Hollenhorst, J.

We concur: Ramirez, P.J., Richli, J.